

Filed for intro on 02/02/95  
House Bill \_\_\_\_\_  
By \_\_\_\_\_

Senate No. SB0998  
By Crowe

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 3,  
to require tests for certain sexually transmitted diseases as  
a precedent for the issuance of marriage licenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 36-3-104(a), is amended by adding  
the following language as a new subitem (2), and by redesignating subsequent subitems  
accordingly:

(a)(2) Both individuals applying for a license shall submit to the issuing officer a  
certificate from a qualified physician and a laboratory report demonstrating that such  
applicants have submitted to a standard serological test for syphilis infection and a test  
approved by the department of health to detect antibodies to the human immune  
deficiency virus (HIV), the probable causative agent of acquired immune deficiency  
syndrome (AIDS), within thirty (30) days prior to the date of application. The results of  
such tests shall be made available to either of the applicants; otherwise, the issuing  
officer shall comply with the confidentiality requirements and all other pertinent  
provisions of Tennessee Code Annotated, Title 68, Chapter 10. Provided, however, if

either or both applicants are under eighteen (18) years of age and such applicants are applying for a license pursuant to the provisions of Section 36-3-106, the results of such tests shall be made available to the consenting parent, next of kin or legal guardian of such minor applicant or applicants, or if either or both applicants are under eighteen (18) years of age and such applicants are petitioning for a waiver from the age requirements established in Section 36-3-106 pursuant to the provisions of 36-3-107, the results of such tests shall be made available to the court of jurisdiction or county executive to whom such petition has been made, in addition to the parent, next of kin or legal guardian of such minor applicant or applicants. To the extent possible, the procedures, forms and definitions established at Tennessee Code Annotated, Title 68, Chapter 5, Part 6, shall be utilized for the testing for syphilis infection required by this section. The certificates and laboratory reports demonstrating that both applicants have submitted to a serological test for syphilis infection and a test to detect antibodies to the human immune deficiency virus (HIV) shall be attached to the license by the issuing officer;

SECTION 2. This act shall take effect July 1, 1995, the public welfare requiring it, and shall apply to the issuance of all marriage licenses applied for after June 30, 1995.

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